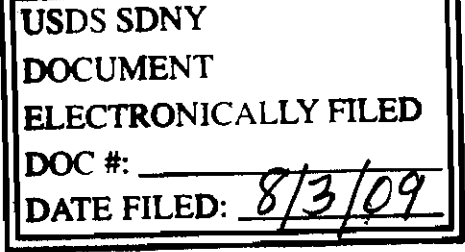


In Re: Methyl Tertiary Butyl Ether : Master File C.A. No.
("MTBE") Products Liability : 00 Civ. 1898 (SAS)
Litigation : MDL 1358

This document pertains to: :
City of New York v. Amerada Hess, :
et al., :
No. 04 Civ. 3417 :

JAMES C. FRANCIS IV
UNITED STATES MAGISTRATE JUDGE



The Court having reviewed the objections to designated portions of the testimony of Curtis C. Stanley dated October 2 and 3, 2001, the objections are determined as follows, except insofar as any relevance objections not explicitly ruled on are reserved for trial:

<u>Tab</u>	<u>Pages/Lines</u>	<u>Ruling</u>
(10/2/01)		
1	678:25-679:06	Overruled; the witness is testifying from his personal knowledge while employed by Shell as a hydrogeologist.
2	679:156-679:20	Overruled; <u>see</u> ruling for Tab 1.
3	682:17-682:28	Overruled; the fact that a witness provides some but not all possible examples is not a basis for objection.
4	683:18-683:28	Overruled; the witness is testifying from personal knowledge.
5	690:12-690:26	Overruled; the witness is qualified to provide this general opinion.
6	691:11-691:19	Sustained; the specifics of the study incorporated in the answer are hearsay.
7	692:15-693:02	Overruled; <u>see</u> ruling for Tab 5.
8	693:15-693:21	Overruled; <u>see</u> ruling for Tab 5.

10 702:21-703:03 Overruled; see ruling for Tab 5.
(10/3/01)

1 713:09-713:15 Sustained; vague, requests expert
opinion.

2 725:22-727:07 Overruled; the plaintiff is
qualified to provide this type of
general opinion.

4[sic] 731:12-731:25 Overruled; see ruling for Tab 2.

5 735:22-735:26 Overruled; the witness authored the
document.

6 746:14-746:16 Overruled; the witness is testifying
from personal knowledge.

7 790:17-790:23 Reserved for trial.

8 791:13-791:17 Reserved for trial.

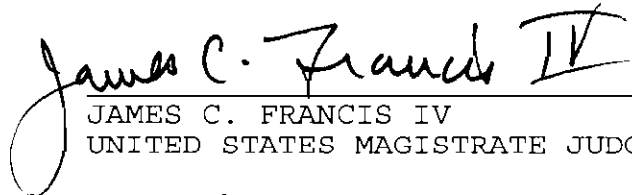
9 800:09-800:20 Overruled; the witness authored the
document, and the information is not
offered for the truth.

10 801:09-801:24 Overruled; see ruling for Tab 9.

11 803:22-804:01 Overruled; see ruling for Tab 9.

12 819:03-820:01 Overruled; the witness has
established a foundation for the
document to the extent that he can
testify that API reviewed and
discussed it.

SO ORDERED.


JAMES C. FRANCIS IV
UNITED STATES MAGISTRATE JUDGE

Dated: New York, New York
August 3, 2009

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